

From: [Bob Sussman](#)
To: [Jeanne Briskin](#)
Cc: [Lek Kadeli](#); [Michael Overbay](#); [Cynthia Sonich-Mullin](#); [Ramona Trovato](#); [Stephen Hess](#)
Subject: Re: Fw: Fw: Follow up - Chesapeake
Date: 07/20/2012 06:18 PM

(b) (5)

Paul was amenable to adding provisions to the lease if we feel we need more protection so we should consider what we might want to suggest.

I'll let Paul know that we will be in touch with some follow-up questions.

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

▼ Jeanne Briskin---07/20/2012 02:52:03 PM---Here is the evaluation from OGC. Scroll down to see Steve's initial response, then his answer to my

From: Jeanne Briskin/DC/USEPA/US
To: "Bob Sussman" <Sussman.Bob@epamail.epa.gov>, "Ramona Trovato" <Trovato.Ramona@epamail.epa.gov>, "Lek Kadeli" <Kadeli.Lek@epamail.epa.gov>, "Cynthia Sonich-Mullin" <Sonich-Mullin.Cynthia@epamail.epa.gov>
Cc: "Michael Overbay" <Overbay.Michael@epamail.epa.gov>
Date: 07/20/2012 02:52 PM
Subject: Fw: Fw: Follow up - Chesapeake

Here is the evaluation from OGC. Scroll down to see Steve's initial response, then his answer to my question towards the top.

Sent by blackberry

▼ Stephen Hess

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▼ [Bob Sussman](#)

----- Original Message -----

From: Bob Sussman

Sent: 07/19/2012 06:50 PM EDT

To: Jeanne Briskin; Ramona Trovato; Michael Overbay

Cc: Lek Kadeli

Subject: Fw: Follow up

I spoke to Paul H about obtaining assurance that EPA would be able to continue

with the case study if the lease for the site changes hands and some other company is doing the drilling. Paul sent me the enclosed. Any reactions?

Robert M. Sussman
Senior Policy Counsel to the Administrator
Office of the Administrator
US Environmental Protection Agency

----- Forwarded by Bob Sussman/DC/USEPA/US on 07/19/2012 06:47 PM -----

From: Paul Hagemeyer <paul.hagemeyer@chk.com>
To: Bob Sussman/DC/USEPA/US@EPA
Cc: John Satterfield <john.satterfield@chk.com>
Date: 07/19/2012 10:13 AM
Subject: Follow up

Bob – I have had our group review the lease language to address the project continuity issue we discussed. FYI – producing leases are commonly bought and sold. The following language in the recorded lease ensures that if for any reason this lease and well changes hands, the EPA will still have access to complete its study. No further action is needed to ensure project continuity.

Hope your vacation is great and look forward to seeing you on the 31st.

10. Surface Owner agrees that Operator may drill, equip and operate as many water monitoring wells as are necessary to properly characterize the shallow geology/hydrogeology and monitor the water quality through out the complete process of site preparation, drilling, operating and producing the Well. All water monitoring wells will be drilled in accordance with Oklahoma Water Resource Board regulations, and located approximately thirty (30) feet outside the perimeter of the Well location.. Operator and Surface Owner agree that no water will be used from the water monitoring wells to drill or complete the Well without an expressed written agreement with the Surface Owner. If the Well is completed as a well capable of commercial production, the water monitoring wells will remain in place for a minimum of two (2) years from the date of first sales from the Well. Surface Owner hereby expressly grants ingress and egress to Operator, and its designees (including but not limited to representatives of the U.S. Environmental Protection Agency) onto the location to periodically collect water samples, and to maintain or repair the monitor wells. Upon completion of the use of the water wells as provided for herein, the wells

shall be properly plugged and abandoned in accordance with Oklahoma Water Resource Board regulations.

11. This Agreement shall bind and inure to the benefit of all parties hereto, their heirs, successors and assigns.

Thank you,

Paul Hagemeyer

Vice President - Regulatory Compliance

Chesapeake Energy Corporation

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